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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

CUC-105

Total Pages

First Named Inventor or Application Identifier

CRUZ GARCIA, Eugenio

Express Mail Label No.

EL448029211US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

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1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 7]
(preferred arrangement set forth below)
 - Descriptive title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 USC 113) [Total Sheets 1]
4. Oath or Declaration [Total Pages 8]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting
inventor(s) named in the prior application,
see 37 CFR 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a
copy of the oath or declaration is supplied under Box 4b,
is considered as being part of the disclosure of the
accompanying application and is hereby incorporated by
reference therein.

6. ☐ Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Copy
 - b. ☐ Paper Copy (identical to computer copy)
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☒ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
(when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. ☒ Small Entity ☐ Statement filed in prior application,
Statement(s) ☐ Status still proper and desired
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
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17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

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Atty Docket No. _____

Inventor(s): Eugenio CRUZ GARCIA
Title of Invention: NEW DIRECT LAMINATED
FLOOR.
Assignee:

)
)
)
) PETITION FOR STATUS
) AS A SMALL ENTITY
)

Serial or Patent No.:
Filing or Issue Date:

)
)

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Your petitioner hereby requests that the above-identified application and any patent resulting therefrom be granted status as a small entity as that term is defined in 37 CFR 1.9(f).

Your petitioner's entitlement to small entity status is as follows:

- ☐ Your petitioner is an independent inventor who has not assigned, granted, conveyed, or licensed and is under no obligation under contract or law to assign, grant, convey, or license any rights in the invention.
- ☐ Your petitioner is a non-profit corporation as that term is defined in 37 CFR 1.9(e).
- ☒ Your petitioner is a small business concern as that term is defined in 37 CFR 1.9(d) whose number of employees (including the average number of all full-time, part-time and temporary employees of itself and its affiliates) does not exceed 500 (five hundred) and exclusive rights to the invention have been conveyed to and remain with your petitioner and your petitioner has not assigned, granted, conveyed, or licensed and is under no contract or law to assign, grant, convey, or license any rights in the invention. Your petitioner verifies that the person signing on its behalf is the owner or an official of your petitioner empowered to act on its behalf.

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“NEW DIRECT LAMINATED FLOOR”

Well known for some time has been the use of cellulose sheets (papers) impregnated in phenol or melamine resins and others, which, together with wooden boards or panels, plus some other components to be defined by each manufacturer, are hot pressed and give rise to already known products, such as boards, laminated boards, panels, direct laminated floors, etc. all of which are intended to imitate wooden, ceramic, natural stone coverings, etc. mainly for floors.

If melamine has been used and the product is going to have a single work surface (for example for floors), the melaminised board, that comes from the press with a surface area that generally varies between 3 and 8 square metres, is mechanised, that is, it is cut into pieces (strips) of approximately 1,200 x 200 mm. Each piece is tongued and grooved and is then ready for installation, achieving decorative and resistant paving, which imitates wooden, ceramic or natural stone paving.

This product has two defects:

- 1.- It is not resistant to wear.
- 2.-A good imitation of the natural product (ceramic, wood, etc.) it attempts to imitate is not achieved.

The applicant has investigated into the reason why parts, that is, tiles, strips, boards, thus manufactured and used as paving are not very resistant to wear. It has been seen that premature ageing begins around the edges of the perimeter of these parts, along the tongued and grooved line of the parts.

The products known to date have an even surface texture, so the user, the pedestrian, treads equally (the sole of his shoe makes contact) on the centre of a tile as on the edge, and as this perimetral edge is, due to its actual structure, the weakest area, that area is the one that deteriorates first.

One object of the invention is to overcome this problem on deciding that the product (tile, strip, board, etc.), which has a polygonal shape, normally a rectangle or square, should have bas-relief around the perimeter, that is, the edge contour should be a few tenths of a millimetre deeper than the rest of the product surface, so when the user treads, for example, on the tile, the sole does not rest on the perimeter edge, which has no contact under the sole. Likewise the friction or wear with any other agent that is normally in contact with the paving is avoided.

The applicant has also investigated into the reason for the second defect. He has reached the conclusion that if the imitation is not suitable, this is due to its surface texture, both under the optic viewpoint and tactile viewpoint, having an erroneous design.

In the current product, the decorative effect of the surface is achieved with the design which is printed on the impregnated paper, and with the texture of the surface which, whatever the product to be imitated, is a monotonous texture that covers the whole surface and which the press mould confers upon it.

The design represents the different identification characteristics (line, colour) of the natural product which, in the natural product, have different relief, but the texture (relief) provided by the press mould, is distributed equally over the whole surface. So in the product known today, in the typical areas, which, in the natural product, have differences in level, both at sight and to the touch, this does not occur.

Another object of this invention is to overcome this problem providing the product (tile, strip, board, etc.) with a surface that is not even or monotonous, but whose texture-relief corresponds and adapts to the areas of the design printed on the papers and defined as identification characteristics of the natural product.

That is, if wood knots appear in the design, for example, in the final product adapted to this design a highlighted area appears (with volumetric, conceptual, physical correspondence) which, at sight and on touch, is like a knot. The same happens if there is a pore in the wood, the roughness of the natural stone, or the surface bubbles of ceramics, etc.

This is achieved with an exact correspondence-concordance between the image of the impregnated papers and the relief-texture of the press mould.

Thus we obtain, for example:

- a).- Designs of ceramic tiles, where the unions between tiles are in bas-relief as occurs in paving made with earthenware ceramics;
- b).- Wood designs where the streaks, pores, knots, etc. that the paper design has are made by making them coincide with those of the surface texture.

In short, the novelty consists in a product with a very marked surface texture and which adapts and corresponds to the design provided by the paper, achieving a much more real effect than when the surface texture is not defined and adapted to the paper design. Not only is an optic effect produced, but the different relief's appear in the right area and can also be touched.

On the other hand we considerably increase the life of the product as the joints do not undergo wear as they are free from contact when being trod upon.

This invention advocates a new direct laminated floor, of the kind that includes cellulose sheets impregnated in polymerisable resins on its surface, on which some characteristics have been designed, and of the kind that, once pressed, the finished strips have an offset/sunk area in its peripheral edge.

It is also characterised because the optic/tactile texture of the surface of the floor, once pressed, corresponds and adapts to the characteristics designed on the cellulose sheets.

In order to understand the object of this invention better, a preferential way of practical execution is illustrated on the drawings, which is subject to accessory changes that take nothing away from its bases.

Figure 1 is a plant view of the presence of a design on the resin-impregnated papers of the product before being pressed.

Figure 2 is a plant view of the board products resulting from pressing the product of figure 1.

Figure 3 is an illustration according to A:A cross-section of figure 2.

An example of a practical execution of this invention, but not a limiting one, is described below.

This type of product usually has cellulose cores impregnated in polymerisable resins such as phenols and in this case, impregnated in melamine. The core may also have wooden sheets or other product, such as silica to resist abrasion.

The chemical and multi-layer nature of the product is not the object of the invention.

A perimetral rim has been illustrated on the drawing (figure 1) which may even be in a different colour to the rest. This rim of the design will give rise to the perimetral offset in the pressing (1) (figure 2).

The unit (4) to be placed on the paving (figure 2) has a perimetral rim (1) that is sunk respect to the rest of the surface (s) of the board and which corresponds to the joint (2) areas or connection by whatever procedure, for example, tongue and groove with the enclosed unit(s).

The (mechanised) cutting or quartering of the first board coming from the press, can be done by units (strips), for example of 300 x 300

mm or 400 x 400 mm or 600 x 600 mm, or maintaining several units joined together in blocks, for example 1,200 x 300 mm (four) or 1,200 x 400 mm (three).

In this case the board attempts to imitate ceramics so two deformities (a) (b) have been illustrated, which are normal in surfaces of this material.

Bearing in mind that the ceramic tiles are usually butt joined with a small layer of cement, it will be seen that the perimetral rim (1) successfully imitates it both to touch and visually, due to its offset and possible cement colour which comes the design of the cellulose papers.

If the user treads between tiles (4) the sole (3) of his shoe never reaches the edge (a) of the tile (4).

It can be seen that once the characteristics (a₁), (b₁) of the product to be imitated (ceramic) have been defined in the drawing (figure 1), the volume-relief-texture (n this case deformities) in the end product (a), (b) (figure 2) correspond perfectly, respect to the position, concept, physical aspect, volume, etc. to these drawn characteristics (a₁), (b₁) identifying the product to be imitated.

In the specific case of the perimetral rim (1) a specific characteristic, for example, of the ceramic tiles, can be considered.

The mechanising of the product (flooring) that comes from the press usually consists in it being divided into units (strips) to be placed on the floor and in providing the strips (if necessary) with connection means, for example, tongue and groove.

This mechanising is not the object of the invention.

CLAIMS

1.- New direct laminated floor, of the kind that contain, on the surface, cellulose sheets impregnated in polymerisable resins, where some characteristics have been drawn, characterised because once pressed and mechanised, the finished strips have an offset/sunk area on its peripheral edge.

2.- New direct laminated floor, according to previous claim, characterised because the optic/tactile texture of the surface of the floor, once pressed and mechanised, correspond and adapt to the characteristics drawn on the cellulose sheets.

3.- New direct laminated floor, according to second claim, characterised because the characteristics drawn and the relative texture are characteristics that can be identified with a natural product to be imitated.

S U M M A R Y

New direct laminated floor, of the kind that contain, on their surface, cellulose sheets impregnated in polymerisable resins, on which some characteristics have been drawn and where, once pressed and mechanised, the finished strips have an offset/sunk area on the peripheral edge and the optic/tactile texture of the surface corresponds and adapts to the characteristics drawn on the cellulose sheets.

For application in the construction industry.

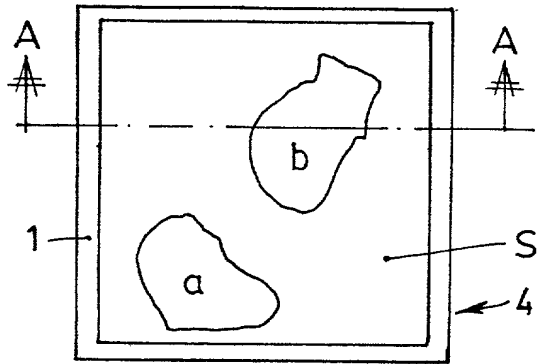


Fig. 2

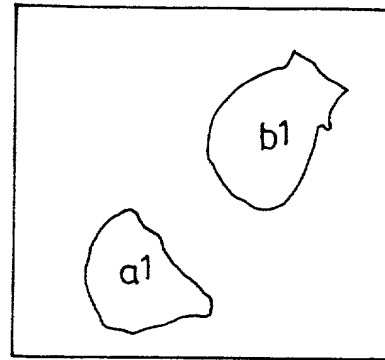


Fig. 1

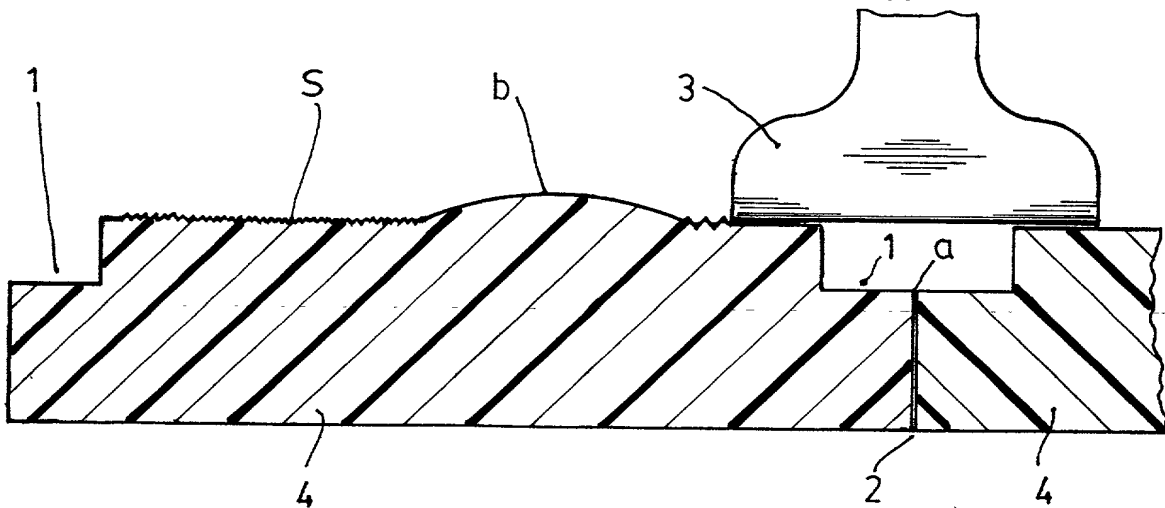


Fig. 3

DECLARATION AND POWER OF ATTORNEY

Each below-named inventor hereby declares and says that:

My residence, post office address and citizenship are as stated below beneath my name; I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention titled:

NEW DIRECT LAMINATED FLOOR.

which is described and claimed in the attached application, or Serial No. _____ filed _____ as amended to date; I have reviewed and understand the contents of the specifications and claims with all the above-mentioned amendments thereto, if any. I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 CFR 1.56; and, if the benefit of 35 U.S.C. 120 is claimed below, as to subject matter of the claims not disclosed in any prior U.S. application in accordance with 35 U.S.C. 112, I acknowledge my duty to disclose material information known to me occurring between the filing date of said prior U.S. application and this application; the benefit of 35 U.S.C. 120 is claimed for

SERIAL NO

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I claim the foreign priority benefits under 35 U.S.C. 119 of foreign application(s) for patent or inventor's certificate(s) filed less than 12 months prior to the filing of the application, or less than 12 months before the application(s) for which the above benefit of 35 U.S.C. 120 is claimed as follows:

COUNTRY

SERIAL NO.

FILING DATE

SPAIN

P-9902432

5 Novembre 1999

and I have identified any foreign application(s) for patent or inventor's certificate(s) having a filing date before the earliest of the application(s) for which priority is claimed, or the present application, as follows:

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FILING DATE

BIERMAN, MUSERLIAN and LUCAS LLP, Customer No. 20311, Reg. No. 18,818; JORDAN B. BIERMAN, Reg. No. 18,629; CHARLES A. MUSERLIAN, Reg. No. 19,683; and DONALD C. LUCAS, Reg. No. 31,275; all of 600 Third Avenue, New York, New York 10016, Telephone (212) 661-8000, are hereby

It is declared by undersigned that all statements made herein of undersigned's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S. Code 1001, and that such willful false statements may jeopardize the validity of this application or any other patent issuing thereon.

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